IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE ANTONY DOMINIC

FRIDAY, THE 14TH SEPTEMBER 2007 / 23RD BHADRA 1929

WP(C).No. 24577 of 2005(A)

PETITIONER:

P.V.ANTONY,
AGED 73, S/O.VARGHEESE,
VELLODIPARAMBIL, PONOTH ROAD,
KALOOR, KOCHI-17.

BY ADV. SRI.P.V.GEORGE PUTHIYEDAM

RESPONDENTS:
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1. DISTRICT SERVEY SUPERINTENDENT,
ERNAKULAM,
COLLECTORATE, KAKKANADU.

2. TAHSILDAR,
KANAYANOOR TALUK, ERNAKULAM.

3. VILLAGE OFFICER,
ELAMKULAM VILLAGE, KADAVANTHRA.P.O.

BY GOVT. PLEADER SRI. M.R. SABU

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 14/09/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

WPC NO 24577/05

APPENDIX

PETITIONER'S EXHIBITS:

EXT.P1. COPY OF THE DOCUMENT DT. 30.12.71

EXT.P2. COPY OF THE TAX RECEIPT DT. 27.12.03

EXT.P3. COPY OF THE NOTICE DT. 17.12.03 ISSUED BY 3RD RESPONDENT

EXT.P4. COPY OF THE ORDER DT. 20.4.04 ISSUED BY THE 1ST RESPONDENT

/TRUE COPY/

PA TO JUDGE.

ANTONY DOMINIC, J.

W.P.(C). NO. 24577 OF 2005

Dated this the 14th day of September, 2007

J U D G M E N T

The prayer in this writ petition is for a direction to the 2nd respondent to comply with Ext.P4 order issued by the 1st respondent. The direction in Ext.P4 was to conduct the Survey of petitioner's property and submit a report thereon.

2. On instructions, learned Government Pleader now submits that the file in relation to Ext.P4 order for survey is missing in the office of the 2nd respondent and that if a fresh application is made, necessary action will be taken.

In view of the this, it is directed that the petitioner will be free to make an application to the 2nd respondent for survey of his property. Such application shall be made, within a period of 10 days from today in which event, the application will be considered and necessary survey will be carried out by the 2nd respondent, within a period of one month thereafter.

The writ petition is disposed of as above.

ANTONY DOMINIC, JUDGE

vps

ANTONY DOMINIC, JUDGE

OP NO.16383/98

JUDGMENT

5TH SEPTEMBER, 2007